IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

APPEAL NO. 454 OF 2006
IN
COMPANY PETITION NO. 262 OF 2005

1. Seth Industries Limited & 3 ors.] .. Appellants (Ori.Res.1 to 4)

Versus

1. Bela w/o Vikram Sehgal & 3 ors.] .. Respondents

Mr. C.U. Singh, senior counsel with Ms. A. Wandrewala i/b Madhukar Haramwar for the appellants.

Mr. A.C. Shah i/b Mr. S.G. Vakil for the respondents No.1 and 2.

CORAM: R.M. LODHA, &
S.A. BOBDE, JJ.

DATED: 06TH NOVEMBER, 2006

P.C. :

. Not on Board. By consent of the senior counsel and the counsel for the parties, Appeal is taken up on Board.

2. The senior counsel and the counsel for the parties submit that in view of the order passed today in Appeal No.512 of 2006 and the fact that the respondents No.1 and 2 (original petitioners) have been permitted to withdraw the Company Petition, this Appeal does not

survive.

3. Appeal is, accordingly, dismissed as infructuous. It is clarified that upon withdrawal of the Company Petition, the ad-interim/interim order/s, if any, shall stand discharged. All parties shall be at liberty to pursue their independent remedy for any grievance they may have in appropriate proceedings.

Sd/-
[R.M. LODHA, J.]

Sd/-
[S.A. BOBDE, J.]